

DOCKET FILE COPY ORIGINAL

DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP

2101 L Street NW • Washington, DC 20037-1526

Tel (202) 785-9700 • Fax (202) 887-0689

Writer's Direct Dial: (202) 756-2912

E-Mail Address: TrotterK@dsmo.com

RECEIVED

November 29, 2001

NOV 29 2001

BY HAND DELIVERY

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Magalie Roman Salas
Federal Communications Commission
FCC Portals II
445 12th Street, SW., Room TW-B204
Washington, DC 20554

Re: C.F. Communications Corp., et. al., v. Century Telephone of Wisconsin, Inc., et. al.,
EB Docket No. 01-99, File Nos. E-93-50, E-93-62, E-93-81, and E-93-34

Dear Ms. Salas:

Please find enclosed copies of motions to dismiss in connection with the above referenced proceedings. We have enclosed an original and six copies of each motion for your office. In addition, we enclosed a copy of each motion for Judge Arthur Steinberg, Tejal Mehta and David H. Solomon. Thank you for your attention to this matter.

Sincerely,



Kenneth B. Trotter

KBT/sk

Enclosures

No. of Copies rec'd atg
List A B C D E

ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

RECEIVED

NOV 29 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

IN THE MATTER OF

B.D.A. SALES, INC.,

COMPLAINANT,

V.

NEW YORK TELEPHONE COMPANY,

DEFENDANT.

File No. E-93-50

JOINT MOTION TO DISMISS WITH PREJUDICE

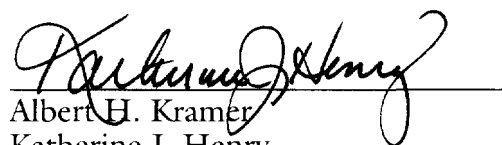
Pursuant to Section 1.727 of the Commission's Rules, 47 C.F.R. § 1.727, the parties, by their attorneys, hereby jointly move to dismiss this proceeding with prejudice. The parties have reached a full and complete settlement of this proceeding. Pursuant to the parties' agreement, each party shall be responsible for its own costs and attorneys' fees.

Respectfully submitted,

B.D.A. SALES, INC.

VERIZON NEW YORK INC.

By:


Albert H. Kramer
Katherine J. Henry
DICKSTEIN SHAPIRO MORIN
& OSHINSKY LLP
2101 L Street, NW
Washington, DC 20037-1526
(202) 785-9700

By:


John M. Goodman
1300 I. Street, NW
400W
Washington, DC 20005
(202) 515-2563

Dated: November 29, 2001

CERTIFICATE OF SERVICE

I hereby certify that on November 29, 2001, a copy of the foregoing Joint Motion To Dismiss With Prejudice was served by hand-delivery, facsimile, and/or first-class mail, postage prepaid, as indicated below, on the following:

By Hand-Delivery:

The Honorable Arthur I. Steinberg
Administrative Law Judge
Federal Communications Commission
445 12th Street, SW
Room 1-C861
Washington, DC 20554

Magalie Roman Salas, Secretary
Office of the Commission Secretary
Federal Communications Commission
445 12th Street, SW, Room TW-B204
Washington, D.C. 20554
(Original and Three Copies)

Tejal Mehta, Esquire
Federal Communications Commission
Market Disputes Resolution Division
Enforcement Bureau
445 12th Street, SW
Washington, D.C. 20554

David H. Solomon, Chief
Enforcement Bureau
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

By Facsimile and First-Class Mail, Postage Prepaid:

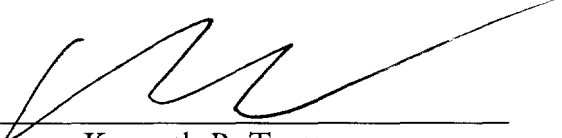
Sherry A. Ingram, Esquire
Verizon
1320 North Court House Road
Arlington, VA 22201

John M. Goodman, Esquire
Verizon
1300 I Street, NW 400W
Washington, DC 20005

By First-Class Mail, Postage Prepaid:

Rikke Davis, Esquire
Sprint Corporation
401 9th Street, NW, Suite 400
Washington, D.C. 20004

Mary Sisak, Esquire
Robert Jackson, Esquire
Blooston, Mordkowsky, Dickens, Duffy & Prendergast
2120 L Street, NW, Suite 300
Washington, D.C. 20037


Kenneth B. Trotter

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

IN THE MATTER OF

B.D.A. SALES, INC.,

COMPLAINANT,

V.

NEW YORK TELEPHONE COMPANY,

DEFENDANT.

File No. E-93-50

MEMORANDUM OPINION AND ORDER

Issued:

Released:

Under consideration is a Joint Motion To Dismiss With Prejudice filed on November 28, 2001 by B.D.A. Sales ("B.D.A.") and Verizon New York Inc. ("Verizon"). This pleading relates to the complaint associated with File No. E-93-50.

B.D.A. and Verizon state that they have reached an agreement resolving the litigation relating to the formal complaint associated with File No. E-93-50. They request, therefore, the dismissal of that complaint.

Good cause having been shown, the Joint Motion will be granted and the formal complaint associated with File No. E-93-50 will be dismissed.

Accordingly, IT IS ORDERED that the complaint associated with File No. E-93-50 IS DISMISSED with prejudice, and that File No. E-93-50 IS DELETED from the caption of this proceeding.

FEDERAL COMMUNICATIONS COMMISSION

Arthur I. Steinberg
Administrative Law Judge